

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

SID MILLER, et al.,

Plaintiffs,

v.

TOM VILSACK, in his official capacity
as Secretary of Agriculture,

Defendant.

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Civil Action No. 4:21-cv-0595-O

ORDER

Before the Court is Plaintiffs' Unopposed Motion for Leave to File Third Amended Complaint (ECF No. 131), filed November 10, 2021. Defendant had previously filed a Partial Motion to Dismiss arguing that the Court should dismiss Plaintiffs' Title VI claim because Title VI does not apply to Defendant. *See* Def.'s Mot. to Dismiss, ECF No. 89. Plaintiffs' amended complaint drops their Title VI claim. Noting the motion is unopposed, the Court **GRANTS** the Motion. Accordingly, Defendant's Motion to Dismiss (ECF No. 89) is **DISMISSED as moot**.

The Clerk is **DIRECTED** to file the document attached as Exhibit 2 to the Motion as Plaintiff's Third Amended Complaint (ECF No. 131-2).

SO ORDERED this **12th day of November 2020**.


Reed O'Connor
UNITED STATES DISTRICT JUDGE